Appl. No. 10/539,712

Amendment dated February 18, 2010

Response to Office Action mailed August 19, 2009

Amendments to the Claims

Pursuant to 37 C.F.R. § 1.121 (c), the following listing of all claims in the application replaces

all previous versions and listings of claims:

1. (Currently amended) A composition for forming a fire resistant material comprising a

plurality of expandable beads of a polymeric material, wherein the polymeric material comprises

[[5]] polystyrene, said beads being coated with an exfoliable graphite, characterised in that the exfoliable graphite is adhered to the beads with a resin comprising an emulsion comprising a

styrene homopolymer, the resin having a solubility parameter of within substantially 0.5(cal cm

³)^{1/2} of the solubility parameter of the polymeric material.

2. (Currently amended) A composition according to claim 1 characterised in that the resin

comprises an emulsion further comprising one or more of a styrene/acrylic copolymer, a styrene

 $\underline{\text{homopolymer}}, \underline{\text{a vinyiidene}} \ \underline{\text{vinylidene}} \ \underline{\text{vinyl$

3. (Previously presented) A composition according to claim 1 characterised in that the resin

includes a halogenated flame retardant.

(Original) A composition according to claim 3 characterised in that the resin includes a

synergist comprising an oxide of an element of Group 6B of the Periodic Table.

5. (Previously presented) A composition according to claim 3 characterised in that the

halogenated flame retardant comprises a brominated flame retardant.

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 (Previously presented) A composition according to claim 3 characterised in that the flame retardant comprises hexabromocyclododecane.

 (Previously presented) A composition according to claim 4 characterised in that the synergist comprises tungsten oxide.

 (Previously presented) A composition according to claim 4 characterised in that the synergist comprises yellow tungsten oxide.

 (Previously presented) A composition according to claim 1 characterised in that the expandable beads comprise partially expanded polystyrene beads.

 (Currently amended) A method of forming a fire resistant material comprising: providing a composition according to any preceding claim; and thereafter causing or allowing said beads to expand and fuse together

providing partially expanded polysterene beads;

coating the partially expanded polysterene beads with exfoliable graphite using, as an adhesive, a resin comprising an emulsion comprising a styrene homopolymer, the resin having a solubility parameter of within substantially 0.5(cal cm⁻³)^{1/2} of the solubility parameter of the polystyrene beads; and

forming the coated partially expanded polystyrene beads into blocks by a final expansion in closed form using steam.

 (Previously presented) A fire resistant material comprising a composition according to Page 3 of 7 Appl. No. 10/539,712

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claim 1 wherein the beads have been allowed to expand and fuse together.

12. (Previously presented) A fire carrier formed of a fire resistant material according to claim 11 arranged between non-flammable outer skins where the fire resistant material contains sufficient exfoilable graphite substantially to fill the cavity between the skins on expansion thereof after melting and loss of within substantially 0.5(cal cm⁻³) $^{1/2}$ of the polymeric material in a fire situation.